## BEFORE

## THE PUBLIC SERVICE COMMISSION OF

## SOUTH CAROLINA

DOCKET NO. 94-615-E - ORDER NO. 94-1044

SEPTEMBER 30, 1994

IN RE: Joint Application of Cherokee County
Cogeneration Corporation and Duke Power
Company for Approval of Purchased
Power Agreement.

ORDER SETTING MATTER

FOR HEARING

This matter is before the Public Service Commission of South Carolina (the Commission) on the joint Application of Cherokee County Cogeneration Corporation (Cherokee) and Duke Power Company (Duke) for approval of the Purchased Power Agreement executed by them on August 26, 1994. Cherokee and Duke request that the Purchased Power Agreement be approved without an evidentiary hearing.

After review of the joint Application, the Commission finds and concludes that a hearing should be held on the Application for Approval of the Purchased Power Agreement. Therefore, pursuant to S.C. Code Ann.§58-27-1930 (1976), the Commission instructs the Commission Staff to set this matter for hearing.

IT IS SO ORDERED.

BY ORDER OF THE COMMISSION:

Rudolph Mitabell

ATTEST:

Executive Director

(SEAL)